

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

**LINDA JEZEK,
PLAINTIFF,**

CIVIL ACTION NO.: 4:18-CV-03855

v.

**LIBERTY MUTUAL FIRE
INSURANCE COMPANY,
DEFENDANT.**

**AGREED MOTION TO REFER MEDIATION TO
MAGISTRATE JUDGE ANDREW M. EDISON**

NOW into COURT come Plaintiff, Linda Jezek, and Defendant, Liberty Mutual Fire Insurance Company, appearing in its capacity as a Write-Your-Own (“WYO”) Program insurance carrier participating in the U.S. Government’s National Flood Insurance Program (“NFIP”) pursuant to the National Flood Insurance Act of 1968 (“NFIA”), as amended,¹ in its “fiduciary”² capacity as the “fiscal agent of the United States,”³ at the expense of the United States Government, and respectfully request this Honorable Court consider the parties’ Agreed Motion to Refer Mediation to Magistrate Judge Andrew M. Edison. Mediation is scheduled with Magistrate Judge Andrew M. Edison on May 7, 2020 via Zoom video conference.

WHEREFORE, Plaintiff, Linda Jezek, and Defendant, Liberty Mutual Fire Insurance Company, pray this Court grant the parties Agreed Motion and refer to above-captioned suit to Magistrate Judge Andrew M. Edison for Mediation as requested.

Dated: April 22, 2020.

¹ See, 42 U.S.C. §4001 *et seq.*

² 44 C.F.R. §62.23(f).

³ 42 U.S.C. §4071(a)(1); *Sanz v. U.S. Security Ins. Co.*, 328 F.3d 1314, 1315 (11th Cir. 2003); *Gowland v. Aetna Cas. & Surety Co.*, 143 F.3d 951, 953 (5th Cir. 1998)

Respectfully Submitted:

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CERTIFICATE OF SERVICE

The undersigned certifies that a copy of the foregoing was served upon all counsel of record via CM/ECF System this 22nd day of April, 2020.

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